



FmHA AN 2026 (1951)

December 21, 1989

SUBJECT: Administrative Offset - Collection of Data

TO: State Directors, District Directors, and County Supervisors

PURPOSE/INTENDED OUTCOME: This Administrative Notice (AN) is issued to collect data on Administrative offset actions as required by a court order.

COMPARISON WITH PREVIOUS AN: AN 2018 (1951), dated December 6, 1989, instructed FmHA personnel not to destroy any material relating to Administrative offset activity, and announced a future call for data. This AN constitutes that data call.

IMPLEMENTATION RESPONSIBILITIES: FmHA AN No. 1635 (1951), Subject: "Administrative Offset Reporting Requirements," issued July 30, 1987, established a reporting requirement for Administrative offset activities. A copy of that AN is attached as Attachment 1. Reports were to be prepared on "Exhibits B and C" to the AN. A report for the period November 26, 1986, through September 30, 1987, and a second report for the period October 1, 1987, through December 31, 1987, should have been completed and submitted. FmHA is required to provide copies of those reports to respond to a court order.

County Supervisors shall:

1. Make a copy of all existing Exhibits B and C for the two reporting periods in their records, and send those copies to the State Office by January 15, 1990;
2. If the County Office records do not contain a completed report, they will reconstruct it and mark on it "RECONSTRUCTED FROM EXISTING RECORDS - (DATE);"
3. Negative reports were required by the AN and will again be required; and
4. Complete Attachment 2 to this AN which summarizes the number of borrowers who were sent FmHA Form Letter 1951-1 or 1951-2 between November 26, 1986, and the present. Negative reports are required. (Note: North Dakota County Supervisors are exempt from this requirement since the data has already been provided.)

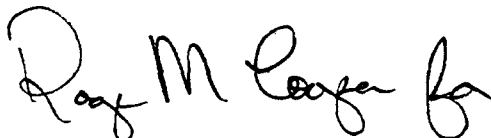
EXPIRATION DATE: December 31, 1990      FILING INSTRUCTIONS: Preceding FmHA Instruction 1951-C



State Offices shall:

1. Insure a report for both reporting periods is received from all county offices;
2. Summarize the data from Attachment 2 into a State report;
3. Provide a copy of any "Exhibits C" they prepared and submitted to the Finance Office;
4. Provide a copy of "all documents that have been provided to County Supervisors to assist them in making their determinations on whether the administrative offset of a payment would frustrate or defeat the program purposes of ASCS/CCC programs;"
5. Provide a copy of "all documents that have been provided to County Supervisors advising them how to determine whether there are any legal impediments that make an administrative offset unfeasible;"
6. Provide "all documents related to administrative offsets issued by each state FmHA office;" and
7. Mail the above items no later than January 19, 1990, to the Financial and Management Analysis Staff, Attention Jeanne Hudec, Room 5049 South Building, 14th and Independence Ave. SW, Washington, D.C., 20250.

State Office personnel with questions should call Jeanne Hudec at FTS 382-8356 or commercial (202) 382-8356. County Office personnel should contact their State Office.



NEAL SOX JOHNSON  
Acting Administrator

2 Attachments